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**Arlo Devlin-Brown**

Covington & Burling LLP  
 The New York Times Building  
 620 Eighth Avenue  
 New York, NY 10018-1405  
 T +1 212 841 1046  
 adevlin-brown@cov.com

By ECF

May 26, 2020

The Honorable Edgardo Ramos  
 United States District Judge  
 United States Courthouse  
 40 Foley Square  
 New York, New York 10007

**Re: *Fernandez-Rodriguez et al. v. Licon-Vitale*, No. 20 Civ. 3315 (ER)**

Dear Judge Ramos:

This firm is counsel to Petitioners in this action. I write pursuant to paragraph I.A of Your Honor's Individual Practices and Section 6 of the Court's ECF Rules and Instructions concerning Petitioners' Motion for a Preliminary Injunction, which is due to be filed later today.

As an initial matter, given the complexity of the issues presented, Petitioners respectfully request leave to file a memorandum of law of up to 30 pages. The Government consents to this request.

In addition, Petitioners' papers will include certain discovery documents relating to prison operations that the Government has designated as Protected Information under the Protective Order in this case (ECF No. 29). We respectfully request that the Court permit us to file the materials in question, which will include photographs and potentially internal memos and policy documents, under seal. *See, e.g., Richards v. Cox*, 2019 WL 2518110, \*1 (D. Nev. June 18, 2019) (permitting sealing of certain internal documents concerning prison operations); *Clark v. U.S.*, 2012 WL 13072110, \*1 (N.D. Ga. May 17, 2012) (permitting sealing of certain BOP policy documents).

Pursuant to Rules 6.4 and 18.1 of the Court's ECF Rules and Instructions, our understanding is that, upon entry of a sealing order, we ordinarily would be required to deliver an envelope containing paper copies of this letter and the proposed-to-be-sealed documents to the court's depository box located in the lobby of the 500 Pearl Street courthouse. We would be grateful if Your Honor would consider obviating such a submission by ordering that Petitioners may file the materials under seal electronically through the ECF system or by email delivery to chambers.

The application is GRANTED. The petitioners may file a memorandum of law of up to 30 pages. The petitioners may also file discovery documents designated as Protected Information under seal. The petitioners are directed to do so via ECF and need not do so via physical delivery.



Edgardo Ramos, U.S.D.J

Dated: May. 26, 2020

New York, New York

Respectfully submitted,

s/ Arlo Devlin-Brown